

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JUL 26 2010

JOHN F. CORCORAN, CLERK
BY: 
DEPUTY CLERK

THOMAS SCOTT VANDEGRIFT,)	Civil Action No. 7:10-cv-00054
Plaintiff,)	
v.)	
CITY OF ROANOKE SHERIFF'S)	
OFFICE,)	
OCTAVIA L. JOHNSON, individually)	
and in her official capacity as Roanoke)	
City Sheriff;)	
BRANDON YOUNG, individually)	
and in his official capacity as Roanoke)	
City Sheriff's Office Deputy;)	<u>Order</u>
KENNETH FERRELL, individually)	
and in his official capacity as Roanoke)	
City Sheriff's Office Deputy;)	
JEWELL PAYNE, individually)	
and in her official capacity as Roanoke)	
City Sheriff's Office Deputy;)	By: Hon. James C. Turk
Defendants.)	Senior United States District Judge

For the reasons contained in the Court's July 15, 2010 Order (Dkt. No. 27), it is hereby

ORDERED

that the official capacity claims alleged against all the named defendants in the Amended Complaint (Dkt. No. 23) are **DISMISSED**.¹ Because the dismissal of all the official capacity claims results in the dismissal of the only claim against the City of Roanoke Sheriff's Office, and

¹ Although Defendants Ferrell and Payne have not yet answered or responded to the amended complaint, the Court will *sua sponte* dismiss the official capacity claims against these Defendants as well.

results in the City of Roanoke Sheriff's Office no longer being a party to the action, the case shall hereafter be styled *Vandegrift v. Johnson, et al.*

Similarly, for the reasons contained in the Court's July 15, 2010 Order, it is also hereby,

ORDERED

that Plaintiff's claim seeking injunctive relief as set forth in the Amended Complaint is
DISMISSED.

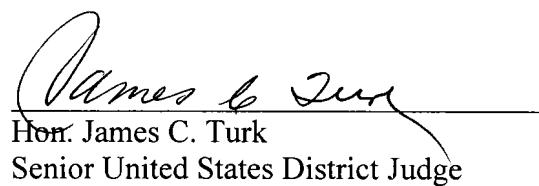
Accordingly, it is hereby,

ORDERED

that the Defendants' Motions to Dismiss (Dkt. No.'s 29 & 31) are **GRANTED**.

The Clerk of Court is directed to send a copy of this Order to counsel of record for the respective parties.

ENTER: This 26th day of July, 2010


Hon. James C. Turk
Senior United States District Judge